

APPLICATION FOR PERMISSION  
TO CHANGE POINT OF DIVERSION OF WATER FROM  
STEPTOE CREEK IN WHITE PINE COUNTY, NEVADA,  
FROM IRRIGATION PURPOSES TO MINING, MILLING,  
CONCENTRATING ORES, GENERAL METALLURGICAL  
OPERATIONS AND DOMESTIC.

9502

Date of first receipt and filing in State Engineer's office JUL 20 1931  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_

The undersigned CONSOLIDATED COPPERMINES CORPORATION, a Delaware Corporation, of Kimberly, County of White Pine, State of Nevada, hereby makes application to change the manner of use, place of use and point of diversion of waters heretofore appropriated and beneficially used as hereinafter shown.

1. The source of water supply proposed to be changed is Steptoe Creek in White Pine County, State of Nevada.
2. The quantity of water desired to be changed is seven cubic feet per second.
3. The water is to be used for mining, milling, concentrating ores; metallurgical operations and domestic.
4. The water is to be diverted from its source at the following point: In the Southwest quarter of the Northwest quarter of section Seven, Township 15 North Range 65 East, M.D.M.
5. The existing points of diversion for irrigation under the former appropriation is as follows:

Northwest quarter of the Southwest quarter of Section Fourteen; Northwest quarter of the Southwest quarter of Section Fifteen; Southwest quarter of the Northwest quarter of Section Sixteen; Northwest quarter of the Northeast quarter of Section Seventeen; Northeast quarter of the Northwest quarter of Section Seventeen; Southeast quarter of the Northwest quarter of Section Five; Northwest quarter of the Northwest quarter of Section Five; all in Township Fifteen, North Range 64 East, M. D.M.

Northeast quarter of the Northwest quarter of Section thirty-one, Township Sixteen North Range Sixty-Four East, M.D.M.

Southwest quarter of the Southeast quarter of Section Twenty-Four, Township Sixteen, North Range Sixty-Three East, M.D.M.

6. The water, herewith desired to be changed, has been beneficially used upon the following described lands:

<u>Section</u>	<u>Subdivision</u>	<u>Township</u>	<u>Range</u>
15	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	15 N	64 E
"	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
16	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
7	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
8	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"



<u>Section</u>	<u>Subdivision</u>	<u>Township</u>	<u>Range</u>
17	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	15 N	64 E
"	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
7	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
36	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	16 N	63 E
"	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
31	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	64 E
"	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
36	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	63 E
"	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
31	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	64 E
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
7	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	15 N	64 E.
5	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	15 N	64 E
"	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
6	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
5	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
6	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
5	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
24	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	16 N	63 E
"	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
25	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	"	"
"	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	"	"
30	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	64 E
"	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"
"	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	"	"

7. The number of acres heretofore irrigated is 1814.76.
8. Description of proposed works:-

Water is to be diverted through a small intake concrete dam equipped with the necessary silt settling boxes, screens, etc., and from there conveyed through a steel pipe line of approximately eighteen inches in diameter and through pumping equipment into three one-half million gallon tanks, situate in the Northeast quarter of the Southwest quarter of Section Eight, Township Sixteen North, Range 62 East., M.D.M, and from said tanks by gravity and pumping equipment into a general distribution system of pipes located in portions of sections:- 7, 8, 9, 16, 17, 18, 19, 30 and 31, Township Sixteen North, Range 62 East, M.D.M; and in portions of sections 24, 25 and 36, Township Sixteen North, Range 61 East, M.D.M.

9. Estimated cost of proposed works is \$650,000.00.
10. Estimated time required to construct works is five years.
11. The use will begin January 1st and end December 31st of each year.

Remarks: Reference is made to the following documents on file in the office of the State Engineer:

(a) Executed copy of leasing agreement, dated March 1st, 1931, between applicant, Consolidated Coppermines Corporation, and Ely Water Company, a Corporation, the only other user on the stream system; and particularly to the third paragraph thereof wherein the right to file this application is expressly granted by the said Ely Water Company and reserved by the applicant.

(b) A certified copy of a Decree of the District Court of White Pine County, Nevada, dated February 1900, wherein Jacob Shallenberger was plaintiff and H. A. Comins, Martin Gupitil and F. F. Hilp were defendants, wherein and whereby the entire flow of the stream system was divided in accordance with the provisions of said Decree among the litigating parties. Applicant has acquired all of the right, title and interest of said litigating parties in and to the waters of said stream system.

CONSOLIDATED COPPERMINES CORPORATION  
Applicant.

By J. B. Haffner

Compared                     

This sheet inspected                     

                                    , Engineer:

Ruling #1737, dtd, 6/2/70

#### DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby deny the same, subject to the following limitations and conditions:

Denied on the grounds that the owner of record has failed to submit the requested additional information and the approval of this application, without the information requested, would be detrimental to the public welfare.

IN TESTIMONY WHEREOF, I Roland D. Westergard  
State Engineer of Nevada, have hereunto set  
my hand and the seal of my office this

2nd day of June 2, 1970

A.D. 19 70

Roland D. Westergard  
State Engineer